IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 895 of 1998

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

INDRAJIT VALLABHBHAI PATEL

Versus

ASST. RETURNING OFFICER AND MAMLATDAR

Appearance:

MR GM JOSHI for Petitioner

MR VM PANCHOLI for Respondents

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 05/05/2000

ORAL JUDGEMENT

Heard the learned counsel for the petitioner.

Name of the petitioner is stated to be deleted from the voters' list for Anand Vidhan Sabha constituency. He applied for the inclusion of his name in the voters' list. That application has been rejected

on the ground that the petitioner is holding the passport of the another country.

Learned counsel for the petitioner raised manifold contentions in the matter but I am of the opinion that the interest of justice will be met in case this special civil application is disposed of in terms that the petitioner may file a detailed representation in respect of his grievance made in this special civil application before the respondent and in case such a representation is filed by the petitioner, the respondent is directed to decide the same within a period of one month from the date of receipt thereof and where the claim of the petitioner is not acceptable, a reasoned order may be passed and the same may be sent to the petitioner by registered post A.D.. Rule and special civil application stand disposed of accordingly with no order as to costs. However, liberty is granted to the petitioner for revival of this special civil application in case of any difficulty by filing a simple note.

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zgs/-